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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Deposit Account Branch Facsimile Number 571-273-6500 and electronically transmitted via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: July 29, 2010

Name: Sheryl L. Hutchings

Signature: Sheryl L. Hutchings

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Toshiyasu Yabe et al.

Appln. No.: 10/526,114

Filed: November 3, 2005

For: PERMISSION-BASED ELECTRONIC MAIL
DELIVERY SYSTEM (as amended)

Examiner: Nilanont, Youpaporn

Art Unit: 2446

Conf. No.: 8518

Attorney Docket No.: 9683/231

TRANSMITTAL

MAIL STOP 16
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Attached is/are:

☒ Transmittal (1 pg); Second Request for Refund and Further Review (7 pgs).

Fee calculation:

☒ No additional fee is required.

☐ Small Entity.

☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 CFR § 1.136(a).

☐ A petition or processing fee in an amount of \$_____ under 37 CFR § 1.17(____).

☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	OR	Rate	Add'l Fee
Total		Minus			x \$26=			x \$52=	
Indep.		Minus			x \$110=			x \$220=	
First Presentation of Multiple Dep. Claim					+ \$195=			+ \$390=	
					Total	\$		Total	\$

Fee payment:

☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____ for _____.

☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted

Sanders N. Hillis
Sanders N. Hillis (Reg. No. 45,712)

Date

July 29, 2010

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